

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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RALPH TANCREDI, EDWARD ARCE,  
WILLIAM C. DUFFELMEYER, ARTHUR  
MARINELLI, STEVEN HEISLER, JEFF  
NARDI, STEPHEN CARPINIELLO, PETER  
DeVITTORIO, MICHAEL MARINELLI, and,  
MICHAEL WALTHER,

Plaintiffs,

-against-

STEPHEN MALFITANO, individually,  
JOSEPH CANNELLA, individually,  
THOMAS SCAPPATICCI, individually,  
DOMINICK PASCALE, individually,  
DAVID HALL, individually, and the  
TOWN/VILLAGE OF HARRISON, New  
York,

Defendants.

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07 Civ. ( )

**07 CIV. 96 17**

FILED  
U.S. DISTRICT COURT  
2007 OCT 29 P 4:43  
S.D. OF N.Y. W.P.

**STATEMENT OF RELATEDNESS**

In DeVittorio v. Hall, 07 Civ. 0812 (WCC) various members of the Town/Village of Harrison's Police Department alleged that the Chief of Police of their Department, David Hall, committed a variety of civil rights violations implicating their First, Fourth and Fourteenth Amendment rights. In that connection it was asserted that Hall and other members of the Police Department's administration had surreptitiously installed in the police locker room a camera with audio/video capability in order to spy on their subordinates and listen to their PBA related communications.

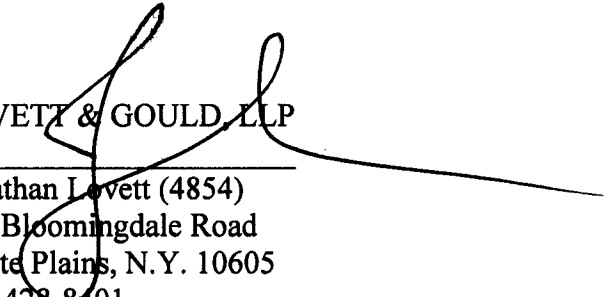
The instant filing alleges *inter alia* that the Chief of Police and a Sergeant (with the knowledge and approval of three members of the Board of Police Commissioners) altered the Police Department's 911 communications system so as to surreptitiously

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record (in the absence of any incoming 911 emergency call) private communications made by persons at or about the front desk at Police Headquarters - - recording that of necessity captured unlawfully communications among police officers, communications by criminal defendants and/or their attorneys at the front desk, and *inter alia* communications of any civilian who addressed the Desk Sergeant from the "public's" side of the front desk.

Under the circumstances, and with a view towards conserving judicial resources, we submit that the instant filing should be accepted as related to DeVittorio.

Dated: White Plains, N.Y.  
October 29, 2007

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